

8. Summary

The protection of land ownership rights against unlawful interference

This diploma thesis deals with land ownership, analyses interference with land ownership and examines the rights against unlawful interference. The purpose of this thesis is to find out what is meant by interference with land ownership, to find out what types of interference exist, which are regulated and how the law provides protection against unlawful interference. The thesis consists of five chapters. Three of them are main chapters, each of them deals with different aspects of land ownership. Chapter One is introduction to the thesis. Chapter Two defines basic terminology used in the thesis. The chapter is subdivided into four parts. Part One describes the concept of land ownership. Part Two deals with subject-matter of land ownership. Part Three examines subject of land ownership and Part Four deals with content of land ownership.

Chapter Three examines relevant Czech legislation that allows restriction and expropriation of land ownership focusing on environmental law. The Chapter Three consists of three parts. Part One focuses on interference with land ownership looking for its causes. Part Two investigates legitimate restriction of land ownership under the Law. Part Three addresses the issue of restriction of land ownership rights resulting from the legal act of owner itself.

Chapter Four is subdivided into two parts and provides an outline of institutes of private and public law protection against unlawful interference with land ownership and incorporates relevant Czech case law.

Chapter Five contains summary of the whole thesis. The result is that land ownership is limited far more than ownership of other things. Ownership may be limited by the Law, through the decision of the public authority or by the legal act of the owner itself. Protection against unlawful interference for owners is provided Civil Code in Section four, five and six. Apart from the Civil Code, the Penal Code and Infringement Law provide protection against unlawful interference. The owner can use several types of instruments of legal protection.